

1. Call to Order

Mayor Jenny Halverson called the meeting to order at 6:30 p.m.

2. Roll Call

Present: Mayor Jenny Halverson and Councilmembers Ed Iago, John Bellows, Dick Vitelli, Dave Napier, Anthony Fernandez and Bob Pace.

Others: City Manager Ryan Schroeder, Assistant City Manager Sherrie Le, PW and Parks Director Ross Beckwith, Police Chief Manila Shaver, Community Development Director Jim Hartshorn, Finance Director Char Stark, Attorney Korine Land and City Clerk Chantal Doriott.

3. Pledge of Allegiance

4. Adopt the Agenda

Motion was made by Clpn. Bellows and seconded by Clpn. Pace to adopt the agenda with the following changes:

- Move item 9F. and 9.G. to New Business
- Item 11.B. removed for future consideration.

5. OCWS Briefing

Mayor Jenny Halverson gave a brief outline of items discussed at the open council work session held prior to this meeting:

- Closed session for Robert Street acquisition discussion;
- Alley Paving Program;
- Kmart rezoning for potential gun range; this was not supported by the Council; and
- Edgewood Lane Assessments.
- Postponed to another meeting: Organized Waste Hauling Management and Vacant Property Registration discussions.

6. Citizen Comments

Dave Lynch will speak later in the meeting about the Park and Recreation Committee appointment.

7. Council Comments

Clpn. Bellows had the good fortune to go to a number of places during Night to Unite. He had his two grandchildren with him who enjoyed the event very much. They was excellent participation. South Metro Fire, police officers and the K-9 dept. were on hand and well received. This is a great community event. In addition, There is a cul-de-sac city tree that will be treated for Emerald Ash Borer

Clpn. Vitelli said Rainbow Tree is offering very good pricing to have trees treated for Emerald Ash Borer disease.

Clpn. Iago thanked the fire, police department, Laura Vaughan and all staff including parties who hosted on Night to Unite. On another note, Clpn. Iago received a message from a resident who lives on Edith Drive. This person had a hard time maneuvering into her driveway due to construction. After she finally arrived home, a city employee came to her assistance and asked if she needed help with her groceries. This is a testament to the wonderful employees we have working for the city. Lastly, the Yellow Ribbon Committee held a military appreciation event last weekend. There were games played and a meal served. Thank you for the many volunteers and city staff and others who worked tirelessly to make this happen. A special thank you CUB Foods and others who wish to remain anonymous for their donations. A special thank you to Sherrie Le, the Yellow Ribbon Chair, who helped organize every part of this great event and worked tirelessly all weekend.

Director Beckwith gave information on the High Bridge, which will close on September 5 and be under construction until the end of next year. The detour will be marked. There are open houses on August 16 and 22. Additional information is available at <http://www.dot.state.mn.us/metro/projects/hwy149highbridge/>

Clpn. Napier said thank you to Manager Schroeder for pulling together a meeting at city hall with the Chair of the House Transportation Finance Committee. It is our intent to get additional funding for Robert Street project.

Clpn. Fernandez said next Tuesday, August 22 is the grand opening of Raising Cane's. The ribbon cutting event will be at 9:15 a.m. In addition, Nite to Unite was a fun and eventful evening; a special thanks to Chiefs Shaver and Potts.

8. Proclamations, Presentations and Recognitions

A. GreenStep Cities Award Presentation

Mayor Halverson welcomed GreenStep representative Diane McKeown. She works with one of the partnering companies that works with GreenStep. The mission: GreenStep Cities is a free and voluntary program that provides a simple pathway to help cities achieve their sustainability goals through implementation of best practices focused on cost savings, energy use reduction, and innovation.

What are the benefits?

- Resilient communities
- Efficient use of resources
- Healthier environments
- Active community members

What are the best practices?

A full set of 29 best practices, organized into the following categories, is available on the program website at www.mnGreenStep.org.

- **Buildings & Lighting:** Focuses on energy- and cost-saving strategies addressing public and private buildings, and other city facilities such as street lighting and traffic signals.
- **Transportation:** Encourages efficient city vehicle fleets and infrastructure that enhances connectivity, mobility options, and active living.
- **Land Use:** Provides best practices to promote green infrastructure, natural resource preservation, efficient city growth, and walkable and bikeable neighborhoods.
- **Environmental Management:** Tackles actions ranging from environmentally preferable purchasing and urban forests to water quality and solid waste.
- **Economic & Community Development:** Targets best practices that promote community resiliency, sustainable economic development and engage local community members to improve quality of life.

Michael Orange is supportive and sorry he could not be here tonight. The GreenStep information is presented on the website and specific program actions noted. All actions that relate to the program are tabulated at the end of the year. There are 113 cities now participating in the program. Council thanked Ms. McKeown for the award.

9. Consent Agenda

- A. Previous meeting minutes and work session minutes of July 24, 2017
- B. August 14, 2017 List of Claims
- C. Council Report - City Licensing - Shop Robert Street/Touch a Truck Special Event
- D. Council Report - Rental Licensing
- E. Resolution No. 17-59 approving the Detour Agreement with MnDOT construction on Highway No. 149 from George to 7th Street
- F. MOVED TO NEW BUSINESS - Parks and Recreation Advisory Committee Appointment
- G. MOVED TO NEW BUSINESS - Resolution considering a lot split at 256 Oakview Ave.

Motion was made by Clpn. Pace and seconded by Clpn. Vitelli to approve the consent agenda items as presented above. All members present voted aye. Motion carried.

10. Public Hearing

A. Final Assessment Hearing for the 2016-2017 Robert St. Sidewalk Cleaning

Public Works and Parks Director Ross Beckwith gave an overview. The City Council requested to hold a final assessment hearing for the 2016-2017 Robert St. Sidewalk Cleaning. The hearing date was set at the June 26, 2017 City Council meeting and continued at the July 24, 2017 meeting. The final assessments have been completed in conformance with the City's past practice of assessing the entire cost of the sidewalk cleaning/plowing along Robert Street from Mendota Road to Butler Avenue. The front-foot assessment rate used for the project was \$2.15/ff. This assessment rate is calculated by taking the total contractor cost with interest and overhead divided by the total front footage of the properties.

The public hearing opened at 6:51 p.m. No one wished to speak. The public hearing closed at 6:51 p.m.

Motion was made by Clpn. Vitelli and seconded by Clpn. Bellows to accept and approve the assessments as presented and attached to the minutes. All members present voted aye. Motion carried.

11. New Business

A. Rental License Hearing - 188 Butler Ave E

Community Development Director Jim Hartshorn gave an overview. Back in March a provisional rental license hearing was held by City Council for the rental property located at 188 Butler Avenue East due to an increased number of police calls and city code violations occurring at the property. Due to the property owner's (Liborio Ramirez) absence at the hearing, the City Council decided to move to revoke the rental license.

On April 24, 2017, a revocation license hearing was held. During the discussion between the property owner and the Council, the property owner stated that the primary tenant causing the majority of the issues was being formally evicted. After further discussion, the City Council decided to renew the rental license with the added conditions. According to City Code 110.12 (A)4, the City Council may add reasonable conditions upon the approval of a regular license, if deemed appropriate.

City Staff mailed a copy of the resolution and license with conditions to Mr. Ramirez on the day following the City Council meeting and then emailed the documents as a reminder the following week. Mr. Ramirez successfully evicted the problem tenant; however, he failed to comply with any of the other conditions established in the Resolution:

1. Failed to provide a copy of tenant leases;
2. Failed to provide proof that he retained a professional third party vendor to conduct background checks on prospective tenants or criteria for identifying how tenants are approved or denied.
3. Failed to complete the Crime Free Rental Housing Training program, which was offered on May 9 and 10.

4. There have been additional code enforcement issues, including junk and weeds (see attached photos).

In addition, there was a report of an assault with a deadly weapon committed at the property. The reporting party is the tenant and the suspect is the father of the victim's children. The case is still under investigation, so the details and reports are not available.

As required by City Code 110.12 Subd. D(1)b, City Staff provided a license hearing revocation notice to Mr. Ramirez at least 20 days prior to the hearing, which was originally scheduled for July 24th, however a friend of Mr. Ramirez's contacted the City and requested an extension.

Problems continue to occur at the property even after the City has worked with the property owner to establish mitigation measures. Staff believes that Mr. Ramirez has not been properly monitoring and managing his rental property and has failed to comply with any of the conditions placed on his license in April. Based on the information stated in this memo and materials provided in the attachments, Staff recommends that City Council move to revoke Mr. Ramirez's rental license for 188 Butler Ave E.

Clpn. Fernandez noted that the license holder was notified of this hearing and is not present this evening.

Motion was made by Clpn. Vitelli and seconded by Clpn. Pace to approve and adopt Resolution No. 17-60 revoking the rental license for 188 Butler Avenue East (Liborio Ramierz) as presented. All members present voted aye. Motion carried.

B. Council Report - Provisional Rental Licensing

This item was removed for future consideration.

C. Consider Bid Award for Sports Complex Renovation - City Project 17-6

Public Works and Parks Director Ross Beckwith gave an overview. At the December 12, 2016 Open Council Work Session the City Council approved staff recommendations and a budget for the 2017 Sports Complex Renovation Project. Much of the work is being coordinated and supervised by staff, but a portion of the work required a consultant for plans, specifications and administration. This work includes the concrete plaza area around the main concession building.

Bids for this work were opened and read aloud on Monday, August 7, 2017. A total of seven bids were submitted. The bids are shown below along with the engineer's estimate.

Bidder	Base Bid
Engineer's Estimate	\$150,314.85
Peterson Companies	\$207,422.00
Derau Construction	\$217,067.00
Pember Companies	\$230,546.97

GL Contracting	\$247,588.50
Urban Companies	\$272,871.00
Max Steininger	\$289,585.35
Barber Construction	\$430,271.00

The low bid by Peterson Companies is approximately 39% higher than the engineer's estimate. Unfortunately, bidding a project in August often results in increased bid prices versus an early season bid.

Clpn. Vitelli asked if staff was restricted for getting bids again, right now. Director Beckwith said this could be done but we have lost construction time. Clpn. Vitelli would like to see bids let again. Clpn. Napier is in favor of the recommendation to wait until next year.

Motion was made by Clpn. Napier and seconded by Clpn. Pace to reject the bids as presented and rebid this project in February 2018 as part of the 2018 Street Improvement Project as presented. Construction could occur in May or early June 2018. All members present voted aye. Motion carried

11.D. (9.F.) Parks and Recreation Advisory Committee Appointment

City Manager Ryan Schroder explained that the Park and Rec Advisory Committee had previously made a recommendation, which they revisited and came to the same conclusion, unanimously, to appoint Jay DeLaRosby to the committee.

Dave Lynch, a member of the Park and Rec Board thanked the Council for their service to the city. He also reiterated that the Board members unanimously followed the new Committee appointment process and made recommendation for Jay DeLaRosby who is a man of action and has a nice network of volunteers.

Clpn. Bellows said he removed this item from the consent agenda and feels the process for committee appointment was followed and the committee has a good scope of the committee activities. He hopes we continue discussion and are working on the same page. It is nice to have residents who want to serve, advise and make recommendations.

Motion was made by Clpn. Napier and seconded by Clpn. Vitelli to accept the Park and Recreation Board recommendation and appoint Jay DeLaRosby to the Board with a term expiring March, 2018. All member's present voted aye. Motion carried.

11.E. (9.G) Resolution approving a Lot Split at 256 Oakview Ave.

The property owner of 256 Oakview is requesting to split her property. The proposed lot split would create two new conforming lots (see attached), the western lot (Parcel A) will contain the existing home, and the eastern lot (Parcel B) will be sold for the development of a new single family home fronting Edgewood Lane.

Since the existing property was previously platted, the Subdivision Ordinance allows a lot split through an administrative review process if the two resulting lots are in compliance with the subdivision standards, which they are. However, in order to record the lot split at the County, a resolution from the City approving the property line adjustment is required.

The City Civil Engineer has provided a memo with 3 recommended conditions of approval related to installation of water and sewer connections for the new undeveloped lot (Parcel B) and road assessments pertaining to the Edgewood road project. The conditions are as follows:

1. The proposed lot, labeled Parcel B on Exhibit A, currently does not have a sanitary sewer service stubbed out to the property line. The City will install the sanitary sewer service out to the property line in conjunction with the 2017 Street Improvement Project that will be undertaken on Edgewood Ln. Property owner will be responsible for reimbursing 100% of costs associated with installing sanitary lateral. Final prices will be determined at time of installation based off the contract prices for 2017 Street Improvement Project.
2. The proposed lot, labeled Parcel B on Exhibit A, currently does not have a water service stubbed out to the property line. The City will install the water sewer service in conjunction with the 2017 Street Improvement Project that will be undertaken on Edgewood Ln. Property owner will be responsible for reimbursing 100% of costs associated with installing water service. Final prices will be determined at time of installation based off the contract prices for 2017 Street Improvement Project.
3. In adherence to West St. Paul's Public Facilities Policy, Parcel B will be leveraged an assessment for work to be completed on Edgewood Lane based off the 213.43 feet fronting Edgewood Ln. Parcel A will receive a 100 foot Corner Lot Credit for a previous assessment leveraged for improvements on Oakview Rd.

Clpn. Bellows removed this item for discussion because Council had dealt with another lot split. This was a different lot split than the one considered a few months ago. There was a different set of criteria that applied.

Motion was made by Clpn. Vitelli and seconded by Clpn. Pace to approve and adopt Resolution No. 17-61 approving for a lot split at 256 Oakview Avenue with the three conditions outlined above. All members present voted aye. Motion carried.

Resident addressed the Council:

Robert Dusterhoft, 281 Edith Drive asked Council what happened to this street and why is it taking so long to reach completion. Everyone blames Xcel Energy. He is frustrated and asked why this street has been abandoned. Director Beckwith explained that Xcel energy has been replacing gas main on various streets. There was a lull in the activity as they are trying to deal with water main and utilities. Mr. Dusterhoft said it is a disaster and he has spoken with Clpn. Bellows and the City Engineer. He is disappointed with the level of communication the city has given residents. Director Beckwith indicated that the city website is updated weekly with construction project impacts.

Mayor Halverson and Clpn. Vitelli said we are at the contractors and utility company's mercy. We are sorry for the schedule not happening in a timelier manner. Clpn. Bellows said it was good to meet him and yes, they have spoken. He shares the pain and it was quite a lesson as his street had construction work this year. The problem he discovered is there are multiple contractors on these streets. We have some contractors who the city does not have control over.

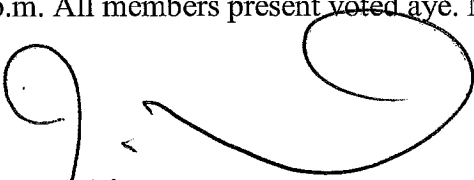
Clpn. Vitelli said we are sorry if we dropped the ball and apologized on behalf of the city. Mayor Halverson said thank you and in the future, we hope to do some things differently and possibly notify residents in a different way.

12. Old Business

There was no old business to consider or discuss.

13. Adjourn

Motion was made by Clpn. Vitelli and seconded by Clpn. Fernandez to adjourn the meeting at 7:20 p.m. All members present voted aye. Motion carried.



Jenny Halverson
Mayor
City of West St. Paul

FINAL ASSESSMENT ROLL
2016-2017 ROBERT ST. SIDEWALK CLEANING

Date: 7/24/17

Assessed over 1 year @ 4.40%
Assessment Hearing Date is 7/24/17

\$2.15

The calculated assessment rate is =

Parcel No. on Map	PID	Site Address	Owner Name	Owner Address	City, State, Zip	Assessable Street Frontage (ft)	Assessment Amount
1	423390000305	1133 ROBERT ST	CHRIS & MIKE LLC	1602 HADLEY DR	BATAVIA IL 60510	160	\$344.00
2	423390000280	1137 ROBERT ST S	SIGNAL HILLS COMPANY LLC	RPS LEGACY, 2935 COUNTRY DR STE 10	LITTLE CANADA MN 55117	120	\$258.00
3	423390000231	1155 ROBERT ST S	OREILLY AUTOMOTIVE INC	OREILLY AUTO PARTS, #1542 RELOPO B	CHICAGO IL 60606	160	\$344.00
4	423390000130	1167 ROBERT ST	HEALTHY SPACES 5 LLC	7028 KELLOGG AVE	EDINA MN 55435	80	\$172.00
5	423390000150	97 ORME ST E	JOHN P MCDONALD	22632 MICHAEL AVE	HASTINGS MN 55033	80	\$172.00
6	420170055022	1219-1225 ROBERT ST S	RPSLEGACYDESOTO LLC	2935 COUNTRY DR STE 100	LITTLE CANADA MN 55117	100	\$215.00
7	420170055051	1201 ROBERT ST S	RPSLEGACYDESOTO LLC	2935 COUNTRY DR STE 100	LITTLE CANADA MN 55117	314	\$675.10
8	420170055032	1219-1225 ROBERT ST S	RPSLEGACYDESOTO LLC	2935 COUNTRY DR STE 100	LITTLE CANADA MN 55117	144	\$309.60
9	428381001022	1126 ROBERT ST S	VALVOLINE INSTANT OIL CHANGE INC	PO BOX 55630	LEXINGTON KY 40555	100	\$215.00
10	428381001032	1134 ROBERT ST S	BUFFINGTON HOWARD L & SUSAN K	2670 MINNEHAHA AVE E	SAINT PAUL MN 55119	68	\$146.20
11	420170061032	1140 ROBERT ST S	WAKOTA LIFE-CARE CENTER INC	1140 ROBERT ST S	WEST SAINT PAUL MN 55118-2301	50	\$107.50
12	420170061022	1148 ROBERT ST S	WOCHNICK PROP. LLC	1148 S. ROBERT	WEST SAINT PAUL MN 55118	109	\$234.35
13	420170061012	1152 ROBERT ST S	TWINS VENTURE LLC	1152 ROBERT ST S	WEST ST PAUL MN 55118	48	\$103.20
14	420170060014	1166 ROBERT ST S	MICHELLE DIESTLER	2290 NEWCASTLE RD	MARION, IA 52302	108	\$232.20
15	420170060016	1170 ROBERT ST S	BFS RETAIL & COMMERCIAL OPERATIONS LLC	535 MARRIOTT DR	NASHVILLE TN 37214	145	\$311.75
16	428381006032	1200 ROBERT ST S	ROBERT STREET PARTNERS LLC	332 MINNESOTA ST STE W1070	SAINT PAUL MN 55101	125	\$268.75
17	428381006061	1200 ROBERT ST S	ROBERT STREET PARTNERS LLC	332 MINNESOTA ST STE W1070	SAINT PAUL MN 55101	160	\$344.00
18	428381006083	1214 ROBERT ST S	ACE BUILDING LLC	POWER MGT, 332 MINNESOTA ST STE W	SAINT PAUL MN 55101	122	\$262.30
19	428381006085	1224 ROBERT ST S	ACE BUILDING LLC	POWER MGT, 332 MINNESOTA ST STE W	SAINT PAUL MN 55101	8	\$17.20
20	428379000212	1224 ROBERT ST S	ACE BUILDING LLC	POWER MGT, 332 MINNESOTA ST STE W	SAINT PAUL MN 55101	30	\$64.50
21	428379000224	1228 ROBERT ST S	1230 BUILDING CO	6205 PARKWOOD RD	MINNEAPOLIS MN 55436-1140	120	\$258.00
22	422190001012	1247 ROBERT ST S	PACE BUILDING LLC	1247 ROBERT ST	WEST SAINT PAUL MN 55118-2402	40	\$86.00
23	422190001020	1247 ROBERT ST S	PACE BUILDING LLC	1247 ROBERT ST	WEST SAINT PAUL MN 55118-2402	40	\$86.00
24	422190001030	1247 ROBERT ST S	PACE BUILDING LLC	1247 ROBERT ST	WEST SAINT PAUL MN 55118-2402	40	\$86.00
25	422190001050	1253 ROBERT ST S	JOHNSON DAVID P	4820 WEST 77TH ST STE 117	EDINA MN 55435	50	\$107.50
26	422190001060	1257 ROBERT ST S	JOHNSON DAVID P	4820 WEST 77TH ST STE 117	EDINA MN 55435	40	\$86.00
27	422190001100	1273 ROBERT ST S	FRANCHISE RLTY INT CORP	1273 S ROBERT ST	WEST SAINT PAUL MN 55118	190	\$408.50
28	422190001152	1285 ROBERT ST S	REALTY INCOME PROPERTIES 3	11995 EL CAMINO REAL	SAN DIEGO CA 92130	199	\$427.85
29	423340002302	1244 ROBERT ST S	JOSEPH E COMMERS LTD PTNSHP	35 WATER ST W	SAINT PAUL MN 55107-2046	60	\$129.00
30	423340002291	1246 ROBERT ST S	JOSEPH E COMMERS LTD PTNSHP	35 WATER ST W	SAINT PAUL MN 55107-2046	60	\$129.00
31	423340002272	1254 ROBERT ST S	GOLDBERG WILLIAM E	1254 ROBERT ST S	WEST SAINT PAUL MN 55118-2401	49	\$105.35
32	423340002264	1260 ROBERT ST S	GOLDBERG WILLIAM E	1264 ROBERT ST S	WEST SAINT PAUL MN 55118-2401	71	\$152.65
33	423340002242	1264 ROBERT ST S	SHELAN SAHJ KALUR	1264 SOUTH ROBERT ST	WEST SAINT PAUL MN 55118	40	\$86.00
34	423340002232	1268 ROBERT ST S	LIND THOMAS J	347 LEWIS ST	MAPLEWOOD MN 55117	74	\$159.10
35	423340002222	1276 ROBERT ST S	PATE JONATHAN H	N10302 HALL RD	SPRINGBROOK WI 54875	86	\$184.90
36	423340002192	1276 ROBERT ST S	PATE JONATHAN H	N10302 HALL RD	SPRINGBROOK WI 54875	80	\$172.00
37	423340002172	1288 ROBERT ST S	UDOVICH MICHAEL G	1288 ROBERT ST S	WEST SAINT PAUL MN 55118	79	\$169.85
38	422190002010	1307 ROBERT ST S	ERIKSSON FAMILY PROPERTIES LLC	1225 ORONO OAKS DR	ORONO MN 55356	38	\$81.70
39	422190002020	1307 ROBERT ST S	ERIKSSON FAMILY PROPERTIES LLC	1225 ORONO OAKS DR	ORONO MN 55356	40	\$86.00
40	422190002030	1307 ROBERT ST S	ERIKSSON FAMILY PROPERTIES LLC	1225 ORONO OAKS DR	ORONO MN 55356	40	\$86.00
41	422190002090	1307 ROBERT ST S	STATE OF MN - F TAX	1590 HIGHWAY 55	HASTINGS MN 55033	40	\$86.00
42	422190002120	1339 ROBERT ST S	IMPERIAL VALLEY INVESTMENTS LLC	PO BOX 14179	SAINT PAUL MN 55114	120	\$258.00
43	422190002152	1349 ROBERT ST S	BISANZ INV CO #1	1349 ROBERT ST S	WEST SAINT PAUL MN 55118-2424	118	\$253.70
44	425140000012	1304 ROBERT ST S	DON PEDRO LLC	1304 S ROBERT ST	WEST SAINT PAUL MN 55118	68	\$146.20
45	425140000021	1304 ROBERT ST S	DON PEDRO LLC	1304 S ROBERT ST	WEST SAINT PAUL MN 55118	68	\$146.20
46	425140000042	1318 ROBERT ST S	MANBIR LLC	13233 GLENHAVEN AVE	APPLE VALLEY MN 55124	100	\$215.00
47	425140000070	1332 ROBERT ST S	LIAO BENJAMIN & MARGARET	3645 FORESTVIEW LN	MINNEAPOLIS MN 55441-1336	180	\$387.00
48	425140000132	1346 ROBERT ST S	THE STATE OF MINNESOTA, MILITARY AFFAIRS	20 WEST 12TH STREET	SAINT PAUL MN 55155-2002	180	\$387.00
49	421405001010	1365 ROBERT ST S	1365 SOUTH ROBERT STREET LLC	2593 EAGLE VALLEY DR	WOODBURY MN 55129	125	\$268.75
50	421405001030	1375 ROBERT ST S	SUN CHENG HAI	1375 ROBERT ST	WEST SAINT PAUL MN 55118-3141	100	\$215.00
51	421405001041	1415 ROBERT ST S	MENARD INC	4777 MENARD DRIVE	EAU CLAIRE WI 54703	30	\$64.50
52	421405001040	1385 ROBERT ST S	KHOURY JOSEPH A & RITA A	353 OAKDALE CT	WEST SAINT PAUL MN 55118-3218	80	\$172.00
53	421405001042	1399 ROBERT ST S	MELEYCO PTRSHP NO 2	189 LONGMEADOW DR	LOS GATOS CA 95032-5655	90	\$193.50
54	421405001073	1407 ROBERT ST S	ROBERT STREET GROUP LLC	14152 TERRACE RD NE	HAM LAKE MN 55304	212	\$455.80
55	424815001034	1415 ROBERT ST S	MENARD INC	4777 MENARD DRIVE	EAU CLAIRE WI 54703	132	\$283.80
56	424815001041	1415 ROBERT ST S	MENARD INC	4777 MENARD DRIVE	EAU CLAIRE WI 54703	119	\$255.85

Parcel No. on Map	PID	Site Address	Owner Name	Owner Address	City, State, Zip	Assessable Street Frontage (ft)	Assessment Amount
57	424815001021	1415 ROBERT ST S	MENARDS INC	4777 MENARD DRIVE	EAU CLAIRE WI 54703	20	\$43.00
58	424815001053	1471 ROBERT ST S	% CVS 3313-01 STORE ACTG MC 2320,	1 CVS DR	WOONSOCKET RI 02895	360	\$774.00
59	42020027012	1400 ROBERT ST S	SWEDISH EVANG LUTH AUGUSTANA CH	1400 ROBERT ST S	WEST SAINT PAUL MN 55118-3140	533	\$1,145.95
60	42020027022	1422 ROBERT ST S	DANCO FOOD & ENT. CO.	850 DECATUR AVE N	MINNEAPOLIS MN 55427-4324	60	\$129.00
61	42020027031	1422 ROBERT ST S	DANCO FOOD & ENT. CO.	850 DECATUR AVE N	MINNEAPOLIS MN 55427-4324	170	\$365.50
62	421840001012	1434 ROBERT ST S	ESCOTO JOSE LUIS	55 SCALEM CHURCH RD	SAINT PAUL MN 55118-4742	125	\$268.75
63	421840001025	1450 ROBERT ST S	HOUSER PETER	940 E HENNEPIN AVE	MINNEAPOLIS MN 55414	62	\$133.30
64	421840001024	1450 ROBERT ST S	HOUSER PETER	940 E HENNEPIN AVE	MINNEAPOLIS MN 55414	62	\$133.30
65	421840001031	1458 ROBERT ST S	WSP BMW LLC	PO BOX 775876	STEAMBOAT SPRINGS CO 80477	125	\$268.75
66	421840101010	1470 ROBERT ST S	WSP BMW LLC	PO BOX 775876	STEAMBOAT SPRINGS CO 80477	138	\$296.70
67	42020038072	1493 ROBERT ST S	US BANK	2800 LAKE ST E	MINNEAPOLIS MN 55406	147	\$316.05
68	42020038050	1503 ROBERT ST S	TCF NATIONAL BANK	801 MARQUETTE AVENUE	MINNEAPOLIS MN 55402-3475	175	\$376.25
69	421780001011	1505 ROBERT ST S	MINNESOTA STATE COLLEGE STUDENT ASSOC	505 COMO AVE	SAINT PAUL MN 55103	105	\$225.75
70	421780001020	1531 ROBERT ST S	GP PORTFOLIO LANDLORD #1 LLC, GENUINE P	2999 WILDWOOD PKWY	ATLANTA GA 30339	145	\$311.75
71	421780001030	1539 ROBERT ST S	WEST ST PAUL EDA	1616 HUMBOLDT AVE	WEST ST PAUL MN 55118	100	\$215.00
72	421780001040	1539 ROBERT ST S	WEST ST PAUL EDA	1616 HUMBOLDT AVE	WEST ST PAUL MN 55118	85	\$182.75
73	421780001052	1555 ROBERT ST S	TO XUAN	1819 JOURDAN CT	EAGAN MN 55122	100	\$215.00
74	421780001071	1566 ROBERT ST	WSP LLC	10 WHITE PINE RD	NORTH OAKS MN 55127	105	\$225.75
75	421780001063	1571 ROBERT ST S	1571 ROBERT ST WFW LLC	13460 VAN BUREN ST NE	HAM LAKE MN 55304-6961	80	\$172.00
76	422420001070	1589 ROBERT ST S	CITY OF WEST ST PAUL	1616 HUMBOLDT AVE	WEST SAINT PAUL MN 55118	177	\$380.55
77	420200041042	110 THOMPSON AVE E	NATIONAL RETAIL PROPERTIES LP	450 SOUTH ORANGE AVENUE STE 900	ORLANDO FL 32801-3336	271	\$582.65
78	421156001010	1510 ROBERT ST S	NAJARIAN BROTHERS LLC	4569 MCDONALD DRIVE OVERLOOK	STILLWATER MN 55082	100	\$215.00
79	421156001020	1520 ROBERT ST S	AUTOZONE TEXAS LP	% STORE 3081 DEPT 8088, PO BOX 2198	MEMPHIS TN 38101-2198	197	\$423.55
80	420200043014	1540 ROBERT ST S	HALLE PROPERTIES LLC	20225 N SCOTTSDALE RD	SCOTTSDALE AZ 85255	148	\$318.20
81	420200043016	1560 ROBERT ST S	PALMEN RONALD & PATRICIA	29 ISLAND RD	NORTH OAKS MN 55127	148	\$318.20
82	421710001020	1570 ROBERT ST S	LA PALMA PROPERTIES LLC	1570 ROBERT ST S	WEST SAINT PAUL MN 55118	122	\$262.30
83	421710001011	1580 ROBERT ST S	TRIPLE S INVESTMENTS LLP	1916 LIVINGSTON AVE	WEST SAINT PAUL MN 55118	155	\$333.25
84	428366001010	1815-1827 ROBERT ST E	AURORA INVESTMENTS LLC	5215 EDINA IND BLVD STE 100	EDINA MN 55439-2928	315	\$877.25
85	420200067006	1633 ROBERT ST S	1633 ROBERT ST LLC	PO BOX 100	WATERTOWN MN 55388-0100	74	\$159.10
86	420200067007	1633 ROBERT ST S	1633 ROBERT ST LLC	PO BOX 100	WATERTOWN MN 55388-0100	47	\$101.05
87	420200067008	1633 ROBERT ST S	1633 ROBERT ST LLC	PO BOX 100	WATERTOWN MN 55388-0100	59	\$126.85
88	420200067009	1633 ROBERT ST S	1633 ROBERT ST LLC	PO BOX 100	WATERTOWN MN 55388	47	\$101.05
89	421500001014	1657 ROBERT ST S	H & R PROP	7236 LEWIS RIDGE PARKWAY	EDINA MN 55439-1932	148	\$318.20
90	424320301010	1675 ROBERT ST S	RILEY FAMILY INVESTMENT LMTD PTNSHP	2320 LEXINGTON AVE S	MENDOTA HEIGHTS MN 55120-1215	230	\$494.50
91	426478001030	1685 ROBERT ST S	ROBERT STREET INVESTORS LLLP	2320 LEXINGTON AVE S	MENDOTA HEIGHTS MN 55120-1215	186	\$399.90
92	426478001020	1685 ROBERT ST S	ROBERT STREET INVESTORS LLLP	2320 LEXINGTON AVE S	MENDOTA HEIGHTS MN 55120-1215	105	\$225.75
93	426478001010	1685 ROBERT ST S	ROBERT STREET INVESTORS LLLP	2320 LEXINGTON AVE S	MENDOTA HEIGHTS MN 55120-1215	173	\$371.95
94	421860401020	1731 ROBERT ST S	APOLLO LLC	10267 BLEEKER ST	WOODBURY MN 55129	120	\$258.00
95	423750001010	1741 ROBERT ST S	J & J INC	900 AMERICAN BLVD E	BLOOMINGTON MN 55425	132	\$283.80
96	425150001010	1753 ROBERT ST S	ROBERT STREET PROPERTIES LLC	6200 OAKTREE BLVD STE 250	INDEPENDENCE OHIO 44131	198	\$425.70
97	424630001012	1795 ROBERT ST S	LOWES HOME CENTERS INC	1000 LOWES BLVD	MOORESVILLE NC 28117	687	\$1,477.05
98	420200051032	1608 ROBERT ST S	R W PROPERTIES LLC	4 WEST BAY LANE	NORTH OAKS MN 55127	160	\$344.00
99	420200051040	1630 ROBERT ST S	BFI REAL ESTATE HOLDINGS LLC	965 DECATUR AVE S	GOLDEN VALLEY MN 55427	200	\$430.00
100	424100001012	1644 ROBERT ST S	WAL MART REAL EST BUS TRUST	PO BOX 8050	BENTONVILLE AR 72712	80	\$172.00
101	424100001022	1650 ROBERT ST S	BURGER KING CORP 3519	PO BOX 020783	MIAMI FL 33102-0783	185	\$397.75
102	424320401010	1660 ROBERT ST S	PEBB ST PAUL LLC	7900 GLADES RD STE 600	BOCA RATON FL 33434	290	\$623.50
103	424320401020	1690 ROBERT ST S	SPIRIT MASTER FUNDING	16767 PERIMETER DR N STE 210	SCOTTSDALE AZ 85260-1042	160	\$344.00
104	420200052040	1710 ROBERT ST S	HOME FED SV	PO BOX 2609	CARLSBAD CA 92018	175	\$376.25
105	424160001022	1740 ROBERT ST S	RLW PROPERTIES LLC	4 BAY LANE W	NORTH OAKS MN 55127	362	\$778.30
106	424160101010	1750 ROBERT ST S	TARGET CORP	PO BOX 9456	MINNEAPOLIS MN 55440-9456	206	\$442.90
107	424160101020	1750 ROBERT ST S	CHICK-FIL-A INC	5200 BUFFINGTON RD	ATLANTA GA 30349	443	\$952.45
108	420200062012	1820 ROBERT ST S	BSAW INVESTMENT LLC	8100 FLYING CLOUD DRIVE	EDEN PRAIRIE MN 55344	200	\$430.00
109	421410000013	1845 ROBERT ST S	HOLIDAY STATION STORES INC	C/O STORE 157-2, PO BOX 1224	MINNEAPOLIS MN 55440-1224	150	\$322.50
110	421410000020	1845 ROBERT ST S	HOLIDAY STATION STORES INC	C/O STORE 157-2, PO BOX 1224	MINNEAPOLIS MN 55440-1224	40	\$86.00
111	421410000070	1907 ROBERT ST S	SASCO INVESTMENTS LLP	1916 LIVINGSTON AVE	WEST SAINT PAUL MN 55118	456	\$980.40
112	421410101011	1907 ROBERT ST S	SASCO INVESTMENTS LLP	1916 LIVINGSTON AVE	WEST SAINT PAUL MN 55118	144	\$309.60
113	421410101012	1907 ROBERT ST S	SASCO INVESTMENTS LLP	1916 LIVINGSTON AVE	WEST SAINT PAUL MN 55118	120	\$258.00
114	420290027030	1913 ROBERT ST S	SASCO INVESTMENTS LLP	1916 LIVINGSTON AVE	WEST SAINT PAUL MN 55118	66	\$141.90
115	420290027020	1907 ROBERT ST S	SASCO INVESTMENTS LLP	1916 LIVINGSTON AVE	WEST SAINT PAUL MN 55118	132	\$283.80
116	421877501012	1949 ROBERT ST S	BASCH TSTE ALEXANDER	3038 SIDCO DR	NASHVILLE TN 37204	186	\$356.90
117	424919500012	1963 ROBERT ST S	DIVISION 25 LLC	4350 BAKER RD STE 400	BLOOMINGTON MN 55343-8895	107	\$230.05
118	424919500020	1973 ROBERT ST S	BRAUVIN NET INVESTMENTS	205 MICHIGAN AVE N STE 1900	CHICAGO IL 60601	120	\$258.00

Parcel No. on Map	PID	Site Address	Owner Name	Owner Address	City, State, Zip	Assessable Street Frontage (ft)	Assessment Amount
119	42647500101010	2001 ROBERT ST S	ROBERT STREET 2008 LLC	4911 LEARNING LN	RED WING MN 55066	677	\$1,455.55
120	426475001020		ROBERT STREET 2008 LLC	4911 LEARNING LN	RED WING MN 55066	198	\$425.70
121	426475000010		CITY OF WEST ST PAUL	1616 HUMBOLDT AVE	WEST ST PAUL MN 55118	110	\$236.50
122	420290025018	239 MENDOTA RD E	SOUTHVIEW COUNTRY CLUB	239 MENDOTA RD E	WEST SAINT PAUL MN 55118-4699	195	\$419.25
123	4271100010101	1980 ROBERT ST S	ROBERT STREET HOLDINGS LLC	4900 HWY 169 STE 100	NEW HOPE MN 55428	400	\$860.00
124	427110001022	1994 ROBERT ST S	1994 SOUTH ROBERT LLC	7101 TRALEE DR	EDINA MN 55439	90	\$193.50
125	427110001023	2000 ROBERT ST S	2000 ROBERT LLC	4350 BAKER RD STE 400	MINNETONKA MN 55343	455	\$978.25
126	427110001024	2044 ROBERT ST S	TUXEDO DEVELOPMENT LLC	2044 ROBERT ST S	SAINT PAUL MN 55118-3923	90	\$193.50
127	427110001030	2060 ROBERT ST S	ASSOCIATED BANK	433 MAIN ST	GREEN BAY MN 54301	250	\$537.50
TOTALS						18,392	\$39,542.80

RESOLUTION NO. 17-59

WEST ST. PAUL
DAKOTA COUNTY, MINNESOTA

WHEREAS, the State is about to perform bridge construction upon, along and adjacent to Trunk Highway No. 149 from George Street to West 7th Street; and

WHEREAS, the State requires a detour to carry Trunk Highway No. 149 traffic on Annapolis Street West during the construction; and

WHEREAS, the State is willing to reimburse the City for the road life consumed by the detour as hereinafter set forth; and

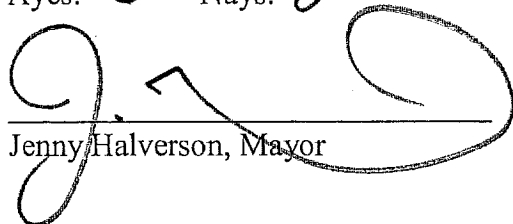
WHEREAS, Minnesota Statutes § 471.59, subdivision 10, § 161.25, and § 161.20, subdivision 2(b), authorize the parties to enter into an agreement to memorialize the detour and provide for payment for the road life consumption as contemplated by the parties.

NOW, THEREFORE, BE IT RESOLVED by the West St. Paul City Council that the City is authorized to enter into MnDOT Agreement No. 1028675 with the State of Minnesota, Department of Transportation, to provide for payment by the State to the City for the use of Annapolis Street West as a detour route during the contract construction to be performed upon, along and adjacent to Trunk Highway No. 149 from George Street to West 7th Street under State Project No. 6223-20 (T.H. 149=102).

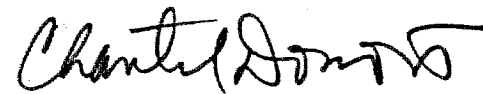
IT IS FURTHER RESOLVED that the Mayor and City Manager are authorized to execute the Agreement and any amendments to the Agreement.

Adopted by the City Council of the City of West St. Paul this 14 day of August, 2017.

Ayes: 6 Nays: 0


Jenny Halverson, Mayor

Attest:


Chantal Doriott, City Clerk

**STATE OF MINNESOTA
DEPARTMENT OF TRANSPORTATION
And
CITY OF WEST ST. PAUL
DETOUR AGREEMENT**

For Trunk Highway No. 149 Detour

State Project Number (S.P.): <u>6223-20</u>	Original Amount Encumbered
Trunk Highway Number (T.H.): <u>149=102</u>	<u>\$22,630.92</u>

This agreement is between the State of Minnesota, acting through its Commissioner of Transportation ("State") and City of West St. Paul acting through its City Council ("City").

Recitals

1. The State is about to perform bridge construction upon, along and adjacent to Trunk Highway No. 149 from George Street to West 7th Street under State Project No. 6223-20 (T.H. 149=102); and
2. The State requires a detour to carry Trunk Highway No. 149 traffic on Annapolis Street West during the construction; and
3. The State is willing to reimburse the City for the road life consumed by the detour as hereinafter set forth; and
4. Minnesota Statutes § 471.59, subdivision 10, § 161.25, and § 161.20, subdivision 2(b), authorize the parties to enter into this Agreement.

Agreement

1. Term of Agreement

- 1.1 Effective Date.** This Agreement will be effective on the date the State obtains all signatures required by Minnesota Statutes § 16C.05, subdivision 2.
- 1.2 Expiration Date.** This Agreement will expire when the State removes all detour signs, returns the temporary Trunk Highway detour to the City, and pays for the detour compensation.

2. Agreement Between the Parties

2.1 Detour.

- A. Location.** The State will establish the T.H. 149 detour route on the following City streets as detailed in the project plans or Special Provisions:
Stage 1 - Annapolis Street West for a total distance of 1.3 miles.
- B. Modification of the Detour Route.** The State may modify the detour route or may add additional roadways to the official detour during construction. The State will request concurrence from the City for changes to the detour route. If such change increases the State's obligation over Article 3.2, the agreement will be amended.
- C. Axle Loads and Over-Dimension Loads.** The City will permit 9-ton axle loads on the detour route. Over-dimension loads will not be permitted except in cases of extreme emergency.
- D. Traffic Control Devices.** The State may install, maintain and remove any traffic control devices it considers necessary to properly control the detoured traffic. The State may paint roadway markings, such as the centerline, edge lines and necessary messages.

E. Detour Maintenance. The State will perform any necessary bituminous patching and ordinary maintenance on the roadway or shoulder of the City streets used for the detour, at no cost or expense to the City. Bituminous patching is defined as any work, including continuous full width overlays, less than 100 feet in length. All State expenditures beyond those required for bituminous patching and ordinary maintenance will be credited against the road life consumed reimbursement due the City.

F. Duration. The State will provide the City with advance notice identifying the dates the State intends to place and remove the detour signing.

2.2 Basis of State Cost (Road Life Consumed). The State will reimburse the City for the road life consumed by the detour using the following methods, as set forth in the Detour Management Study Final Report dated January 1991, and updated by MnDOT's Policy on Cost Participation for Cooperative Construction Projects and Maintenance Responsibilities between MnDOT and Local Units of Government.

A. The "Gas Tax Method" formula, multiplies the Combined Tax Factor per mile times the Average Daily Traffic ("ADT") count of vehicles diverted from the Trunk Highway times the city street length in miles times the duration of the detour in days to determine the State's cost for the road life consumed by the detour.

B. The City may, at its option, perform an "Equivalent Overlay Method" analysis. A State-approved firm, at no cost or expense to the State, must perform the testing and analysis. The City will keep records and accounts to verify any claim it might bring against the State for additional costs using the "Equivalent Overlay Method".

3. Payment

3.1 For Road Life Consumed. \$22,630.92 is the State's estimated cost for the road life consumed by the detour based on the data below:

	<u>Tax Factor</u>	<u>ADT</u>	<u>Road Length (Miles)</u>	<u>Duration (Days)</u>	<u>Cost</u>
Stage 1	0.00513	7775	1.0	450	\$17,948.59
Stage 1	0.00513	6761	0.3	450	\$4,682.33
Total Road Life Consumed					<u>\$22,630.92</u>

The State's total payment for the road life consumed by the detour is equal to the amount computed by using the "Gas Tax Method" formula plus any amount determined by using the "Equivalent Overlay Method" analysis that is in excess of twice the "Gas Tax Method" amount.

3.2 Maximum Obligation. \$60,000.00 is the maximum obligation of the State under this Agreement and must not be exceeded unless the maximum obligation is increased by execution of an amendment to this Agreement.

3.3 Conditions of Payment. The State will pay the City the State's total road life consumed payment amount after performing the following conditions.

- A.** Execution of this Agreement and the City's receipt of the executed Agreement.
- B.** State's encumbrance of the State's total payment amount.
- C.** State's removal of all detour signs.
- D.** State notifies the City of the removal of the detour signs, and the number of days the detour was in effect.
- E.** State's receipt of a written request from the City for payment.

4. Release of Road Restoration Obligations

By accepting the State's road life consumed payment plan and total payment amount, the City releases the State of its obligation, under Minnesota Statutes § 161.25, to restore the city streets used as a T.H. 149 detour to as good of condition as they were before designation as temporary Trunk Highways.

5. Authorized Representatives

Each party's Authorized Representative is responsible for administering this Agreement and is authorized to give and receive any notice or demand required or permitted by this Agreement.

5.1 The State's Authorized Representative will be:

Name/Title: Greg Kern, MnDOT Metropolitan District Traffic Engineering (or successor)
 Address: 1500 County Road B2 West, Roseville, MN 55113
 Telephone: (651) 234-7877
 E-Mail: Gregory.kern@state.mn.us

5.2 The City's Authorized Representative will be:

Name/Title: Ross Beckwith, City Engineer (or successor)
 Address: 1616 Humboldt Avenue, West St. Paul, MN 55118
 Telephone: (651)-552-4100
 E-Mail: rbeckwith@wspmn.gov

6. Assignment; Amendments; Waiver; Contract Complete

- 6.1 Assignment.** Neither party may assign or transfer any rights or obligations under this Agreement without the prior consent of the other party and a written assignment agreement, executed and approved by the same parties who executed and approved this Agreement, or their successors in office.
- 6.2 Amendments.** Except for the changes in detour route under Article 2.1, any amendment to this Agreement must be in writing and will not be effective until it has been executed and approved by the same parties who executed and approved the original Agreement, or their successors in office.
- 6.3 Waiver.** If a party fails to enforce any provision of this Agreement, that failure does not waive the provision or the party's right to subsequently enforce it.
- 6.4 Contract Complete.** This Agreement contains all prior negotiations and agreements between the State and the City. No other understanding regarding this Agreement, whether written or oral, may be used to bind either party.

7. Liability

The City and State will be responsible for their own acts and omissions, to the extent authorized by law. Minnesota Statutes § 3.736 governs the State's liability. Minnesota Statutes, Chapter 466 governs the liability of the City.

8. State Audits

Under Minnesota Statutes § 16C.05, subdivision 5, the City's books, records, documents, and accounting procedures and practices relevant to this Agreement are subject to examination by the State and the State Auditor or Legislative Auditor, as appropriate, for a minimum of six years from the end of this Agreement.

9. Government Data Practices

The City and State must comply with the Minnesota Government Data Practices Act, Minnesota Statutes Chapter 13, as it applies to all data provided by the State under this Agreement, and as it applies to all data created, collected,

received, stored, used, maintained, or disseminated by the City under this Agreement. The civil remedies of Minnesota Statutes § 13.08 apply to the release of the data referred to in this clause by either the City or the State.

10. Governing Law; Jurisdiction; Venue

Minnesota law governs the validity, interpretation and enforcement of this Agreement. Venue for all legal proceedings arising out of this agreement, or its breach, must be in the appropriate state or federal court with competent jurisdiction in Ramsey County, Minnesota.

11. Termination; Suspension

11.1 **By Mutual Agreement.** This Agreement may be terminated by mutual agreement of the parties or by the State for insufficient funding as described below.

11.2 **Termination for Insufficient Funding.** The State may immediately terminate this Agreement if it does not obtain funding from the Minnesota Legislature, or other funding source; or if funding cannot be continued at a level sufficient to allow for the payment of the services covered here. Termination must be by written or fax notice to the City. The State is not obligated to pay for any services that are provided after notice and effective date of termination. However, the City will be entitled to payment, determined on a pro rata basis, for services satisfactorily performed to the extent that funds are available. The State will not be assessed any penalty if this Agreement is terminated because of the decision of the Minnesota Legislature, or other funding source, not to appropriate funds.

11.3 **Suspension.** In the event of a total or partial government shutdown, the State may suspend this Agreement and all work, activities, performance and payments authorized through this Agreement. Any work performed during a period of suspension will be considered unauthorized work and will be undertaken at the risk of non-payment.

12. Force Majeure

Neither party will be responsible to the other for a failure to perform under this Agreement (or a delay in performance), if such failure or delay is due to a force majeure event. A force majeure event is an event beyond a party's reasonable control, including but not limited to, unusually severe weather, fire, floods, other acts of God, labor disputes, acts of war or terrorism, or public health emergencies.

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STATE ENCUMBRANCE VERIFICATION

Individual certifies that funds have been encumbered as required by Minnesota Statutes § 16A.15 and § 16C.05.

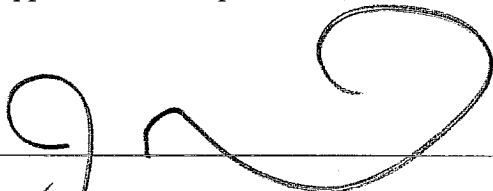
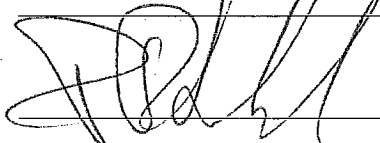
Signed: _____

Date: _____

SWIFT Purchase Order: _____

CITY OF WEST ST. PAUL

The undersigned certify that they have lawfully executed this contract on behalf of the Governmental Unit as required by applicable charter provisions, resolutions or ordinances.

By:  _____
Title: MayorDate: 8-14-17By:  _____Title: City ManagerDate: Aug 14, 2017**DEPARTMENT OF TRANSPORTATION**

Approved: _____

By: _____
(District Engineer)

Date: _____

COMMISSIONER OF ADMINISTRATIONBy: _____
(With delegated authority)

Date: _____

INCLUDE COPY OF RESOLUTION APPROVING THE AGREEMENT AND AUTHORIZING ITS EXECUTION.

**CITY OF WEST ST. PAUL
DAKOTA COUNTY, MINNESOTA**

RESOLUTION NO. 17-60

**RESOLUTION REVOKING RENTAL LICENSE AT
188 BUTLER AVENUE EAST, WEST ST. PAUL
FOR LIBORIO RAMIREZ**

WHEREAS, Liborio Ramirez (the "Owner") is the owner of one (1) triplex located at 188 Butler Avenue East, West St. Paul (the "Property" or "Properties"); and

WHEREAS, at the March 27, 2017 West St. Paul City Council meeting, a provisional license hearing was held, during which the City presented its evidence and the Owner was given an opportunity to be heard, however was not present; and

WHEREAS, at the April 24, 2017, West St. Paul City Council meeting, a revocation rental license hearing was held, during which the City presented its evidence and the Owner was given an opportunity to be heard; and

WHEREAS, on April, 24, 2017, following the testimony and evidence presented, the West St. Paul City Council ("Council") approved rental dwelling license with conditions for the Property; and

WHEREAS, on August 14, 2017, following the testimony and evidence presented by Staff, the Council moved to REVOKE the licenses for the rental property located at 188 Butler Ave. E., West St. Paul owned by Liborio Ramirez, who was not present at the hearing; and

WHEREAS, the Council hereby makes the following Findings of Fact to support its motion to revoke the license:

FINDINGS OF FACT

1. The Council hereby incorporates the memo from the Community Development Department and the supporting documentation into these findings of fact.
2. The City's Code Enforcement Officer has created numerous cases regarding violations against the Property ranging from excess litter, junk, and unsheltered storage of junk/inoperable vehicles.
3. In the past 12 months, the Police Department responded to 4 valid police calls to the Property for warrant service, disturbing the peace, and suspicious activity.

4. At the April 24, 2017, and August 14, 2017 hearing, the Owner was present and submitted testimony, documentation, and evidence for the Owner's position.
5. Following a hearing, any license may be denied for one or more of the reasons enumerated in City Code Section 110.12(B).
6. Based on the evidence presented by City Staff and the Owner, the Council hereby makes the following:

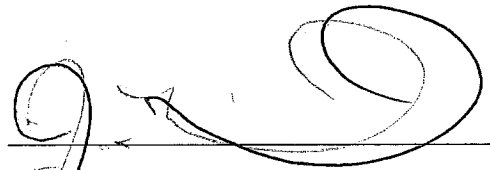
REASONS FOR REVOCATION

1. The Owner has violated regulation or provisions of the city code related to property maintenance applicable to the rental license activity, which is a valid reason for revocation, pursuant to City Code Section 110.12(B)(13).
2. The Owner has violated a condition of its rental license with conditions by failing to comply with established conditions including: the failure to provide a copy of tenant leases, proof of the retention of a professional third party vendor to conduct background checks on prospective tenants, failure to complete the Crime Free Rental Housing Training program by the established deadline, which are valid reasons for revocation, pursuant to City Code Section 110.12(B)(1);
3. This Property is a burden on City Staff and its limited resources, which is a valid reason for revocation, pursuant to City Code Section 110.12(B)(19).

NOW, THEREFORE, BE IT RESOLVED by the West St. Paul City Council that this Resolution memorializes the Findings of Fact and Reasons for Revocation to support the Motion to Revoke. Such Resolution shall take effect upon adoption.

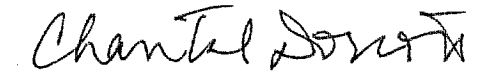
Adopted and passed this 14th of August, 2017.

Ayes: 6 Nays: 0



Jennifer Halverson, Mayor

Jenny Halverson,
Mayor *gd*
8-17-17



Chantal Doriott, City Clerk

**CITY OF WEST ST. PAUL
DAKOTA COUNTY, MINNESOTA**

RESOLUTION NO. 17-01

**A RESOLUTION APPROVING A LOT SPLIT
AT 256 OAKVIEW RD**

WHEREAS, a property survey (per attached exhibit) has been submitted to the City for the two properties legally described as:

LOT 20, BLOCK 1, CHARLTON ESTATES ADDITION

WHEREAS, the City of West St. Paul Subdivision Code allows for an administrative review of proposed lot splits for platted, conforming lots; and

WHEREAS, the City has conducted an administrative review of the lot split per the attached exhibit; and

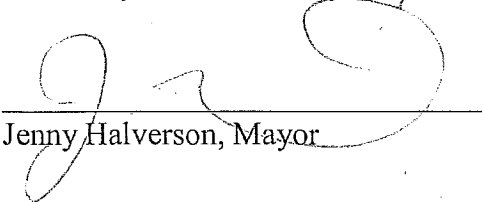
WHEREAS, the proposed lot split is in accordance with the Subdivision requirements; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF WEST ST. PAUL that the proposed lot split at 256 Oakview Rd. per the attached exhibit is hereby approved subject to the following conditions:

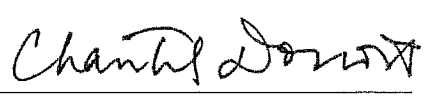
1. The proposed lot, labeled Parcel B on Exhibit A, currently does not have a sanitary sewer service stubbed out to the property line. The City will install the sanitary sewer service out to the property line in conjunction with the 2017 Street Improvement Project that will be undertaken on Edgewood Ln. Property owner will be responsible for reimbursing 100% of costs associated with installing sanitary lateral. Final prices will be determined at time of installation based off the contract prices for 2017 Street Improvement Project.
2. The proposed lot, labeled Parcel B on Exhibit A, currently does not have a water service stubbed out to the property line. The City will install the water sewer service in conjunction with the 2017 Street Improvement Project that will be undertaken on Edgewood Ln. Property owner will be responsible for reimbursing 100% of costs associated with installing water service. Final prices will be determined at time of installation based off the contract prices for 2017 Street Improvement Project.
3. In adherence to West St. Paul's Public Facilities Policy, Parcel B will be leveraged an assessment for work to be completed on Edgewood Ln based off the 213.43 feet fronting Edgewood Ln. Parcel A will receive a 100 foot Corner Lot Credit for a previous assessment leveraged for improvements on Oakview Rd.

Adopted and passed this 14th day of August, 2017.

Ayes: 6 Nays: 0



Jenny Halverson, Mayor



Chantal Doriott, City Clerk